



IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Patent Application

Inventor(s): **Anne Yin-Fee Lee**
Ronald Bruce Martin

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MAR 2 9 2002

Technology Center 2600

Case: **6-15**
Serial No.: **10/041735**
Filing Date: **January 10, 2002**
Examiner:

Group Art Unit: **2643**

Title: **Method For Retrieving Multimedia Messages From A Multimedia Mailbox**

ASSISTANT COMMISSIONER FOR PATENTS

Box Filing Date

WASHINGTON, D. C. 20231

**PETITION UNDER 37 C.F.R. § 1.183 THAT EXTRAORDINARY CIRCUMSTANCES
LED TO AN INCORRECT FILING DATE BECAUSE THE USPS REFUSED TO
ACCEPT THE DEPOSIT OF THIS PATENT APPLICATION BY EXPRESS MAIL
(Notice of October 9, 2001 (1251 Off. Gaz. Pat. Office 55))**

SIR:

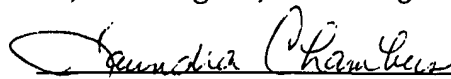
Enclosed is an Affidavit in compliance with the U.S.P.T.O.'s ruling regarding the interruption in the Express Mail service of the USPS as a postal service interruption within the meaning of 35 U.S.C. 21(a) and 37 C.F.R. 1.6(e) for the above-named case. The enclosed Affidavit indicates the date on which the person attempted to deposit the correspondence with the USPS and that the USPS refused to accept the correspondence. The Affidavit also is signed in accordance with 37 CFR 10.18 and is being mailed as set out in 37 CFR 1.1(a).

Applicants file this petition under 37 C.F.R. § 1.183 and respectfully request:

- (a) that the requirements under 37 C.F.R. § 1.10 be waived;
- (b) that this patent application be accorded a filing date of the date (December 21, 2001) which Affiant attempted to deposit the correspondence with the USPS by Express Mail; and
- (c) that no petition fee be required.

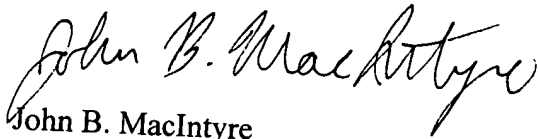
Certificate of Mailing

I hereby certify that this correspondence is being deposited with the U.S. Postal Service, postage prepaid, in an envelope addressed to: Assistant Commissioner For Patents, Box Filing Date, Washington, D.C. 20231 on the 15th of March 2002.


Signature

In the event of any non-payment or improper payment of a required fee, the Commissioner is authorized to charge or to credit **Lucent Technologies Deposit Account No. 12-2325** as required to correct the error.

Respectfully,

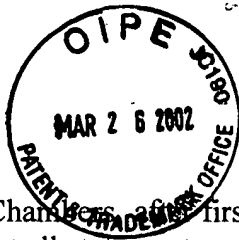


John B. MacIntyre
Corporate Counsel
Reg. No. 41170

Dated: March 15, 2002

JBM/slc
Enclosure

Send all correspondence to:
Docket Coordinator, Lucent Technologies
600 Mountain Avenue, Room 3C-512
P.O. Box 636
Murray Hill, NJ 07974-0636



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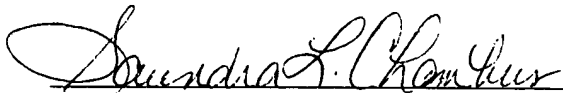
Affidavit

Technology Center 2600

I, Sandra L. Chambers, after first being duly sworn, certify and state that the statement made herein is true, that all statements are made on information and belief and are believed to be true; and, all statements made herein are made with the knowledge that making any false or fraudulent statement or representations shall be subject to the penalties set forth under 18 U.S.C. 1001 and that such violation of this paragraph may jeopardize the validity of the application; and, that to the best of my knowledge, information and belief do hereby state the following:

1. I am a legal secretary for Corporate Counsel John B. MacIntyre and employed by Lucent Technologies Inc. in the Intellectual Property Law Department.
2. On December 21, 2001, in the course and scope of my employment, I took an Express Mail package, number EK505508601US to the Batavia, Illinois U. S. Post Office addressed to the U. S.P.T.O. containing a Patent Application.
3. The postal clerk at the Batavia, Illinois postal facility refused to accept the Express Mail package stating that the Express Mail Service to the zip code of 20231 had been suspended.
4. The postal clerk then told me that the only delivery method available was Priority Mail.
5. I then mailed the Patent Application package to the U.S.P.T.O. by Priority Mail.
6. On February 12, 2002 the U.S.P.T.O. mailed to Lucent Technologies Inc. a Filing Receipt showing the filing date of the patent application as 01/10/2002.
7. This Affidavit is not being presented for any improper purpose.

This the 15th day of March 2002.


Sandra L. Chambers, Affiant

Sworn to and subscribed before me

this the 15th day of March 2002.


Notary Public

